

RECEIVED  
CENTRAL FAX CENTER

AUG - 1 2006

**FACSIMILE CERTIFICATE**

I hereby certify that this correspondence and every paper referred to therein as being enclosed is being filed via facsimile to the designated fax number (571)273-8300 to Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450 on the date indicated below.

Date: August 1, 2006

By:   
Kurt G. Briscoe

Attorney Docket No. 104093-8 - KGB

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Frank BERENDES et al  
SERIAL NO. : 10/669,424  
CUSTOMER NO.: 27384  
FILED : September 24, 2003  
FOR : PROCESS FOR PREPARING 3-HETEROARYL-3-HYDROXYPROPANOIC ACID DERIVATIVES  
ART UNIT : 1625  
EXAMINER : Niloofar Rahmani

August 1, 2006

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT UNDER 37 CFR § 1.111**

SIR:

In response to the Office Action dated May 1, 2006, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.

USSN 10/669,424  
Amendment under 37 CFR § 1.111 filed August 1, 2006